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Practitioner's Docket No. NAIIP063/01.305.01

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Herbert V. Joiner et al.

Application No.: 10/029,591

Group No.: 3639

Filed: 12/21/2001

Examiner: Robinson Boyce

For: SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR A NETWORK  
ANALYZER BUSINESS MODEL

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**TRANSMITTAL OF APPEAL BRIEF  
(PATENT APPLICATION–37 C.F.R. § 41.37)**

1. Transmitted herewith, is the APPEAL BRIEF in this application. This brief is in furtherance of the Notice of Appeal, filed in this case on December 12, 2005, and the Notice of Panel Decision from Pre-Appeal Brief Review mailed February 17, 2006.

2. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

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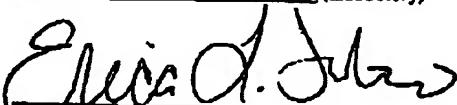
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\* Only the date of filing ('1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under '1.8 continues to be taken into account in determining timeliness. See '1.703(f). Consider "Express Mail Post Office to Addressee" ('1.10) or facsimile transmission ('1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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**3. FEE FOR FILING APPEAL BRIEF**

Pursuant to 37 C.F.R. § 41.20(b)(2), the fee for filing the Appeal Brief is:

other than a small entity	\$500.00
Appeal Brief fee due	\$500.00

**4. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**5. TOTAL FEE DUE**

The total fee due is:

Appeal brief fee	\$500.00
Extension fee (if any)	\$0.00
<b>TOTAL FEE DUE</b>	<b>\$500.00</b>

**6. FEE PAYMENT**

Authorization is hereby made to charge the amount of \$500.00 to Deposit Account No. 50-1351 (Order No. NAI1P063).

A duplicate of this transmittal is attached.

**7. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAI1P063).

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Signature of Practitioner  
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